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Page: 1

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L-28

CONFIDENTIAL PTQ7248

PAGE 01 BOGOTA 07721 01 OF 03 051932Z

ACTION WHA-00

INFO	LOG-00	NP-00	AID-00	AMAD-00	CIAE-00	INL-00	DODE-00
	DOEE-00	SRPP-00	DS-00	EB-00	VC-00	H-01	TEDE-00
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	OIC-02	OIG-03	OMB-01	OPIC-01	PA-00	PM-00	PRS-00
	ACE-00	P-00	SP-00	STR-00	TRSE-00	USIE-00	PMB-00
	DSCC-00	PRM-01	DRL-02	G-00	FDIC-01	NFAT-00	SAS-00

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R 051858Z SEP 00
FM AMEMBASSY BOGOTA
TO SECSTATE WASHDC 6815
AMEMBASSY PANAMA
AMEMBASSY CARACAS
AMEMBASSY QUITO
AMEMBASSY BRASILIA
AMEMBASSY LIMA

CONFIDENTIAL SECTION 01 OF 03 BOGOTA 007721

E.O. 12958: DECL: 09/1/10
TAGS: PHUM, PREF, PGOV, CO
SUBJECT: COLOMBIA'S INDIGENOUS COMMUNITIES AT RISK

REF: A) 1999 COUNTRY HUMAN RIGHTS REPORT B) 99 BOGOTA
9715 C) BOGOTA 2826 D) BOGOTA 4217 E) BOGOTA 5895 F)
BOGOTA 6200

CONFIDENTIAL

PAGE 02 BOGOTA 07721 01 OF 03 051932Z

CLASSIFIED BY AMBASSADOR ANNE W. PATTERSON. REASONS:
1.5 (B&D).

1. (C) SUMMARY: ACCORDING TO THE NATIONAL ORGANIZATION OF COLOMBIA'S INDIGENOUS (ONIC), EIGHTY-FOUR INDIGENOUS COMMUNITIES WITH THEIR OWN DISTINCT CULTURE AND LANGUAGE LIVE IN COLOMBIA. A LARGE PERCENTAGE OF THESE COMMUNITIES ARE LOCATED IN RESOURCE-RICH AND STRATEGIC AREAS, MAKING THEIR COMMUNITIES TARGETS FOR ALL ARMED ACTORS. IN ADDITION TO A GENERAL LACK OF ACCESS TO EDUCATION AND SOCIAL SERVICES, COLOMBIA'S INDIGENOUS COMMUNITIES ALSO FACE THREATS, MURDER, FORCED

Current Class: CONFIDENTIAL

Page: 1

UNITED STATES DEPARTMENT OF STATE
REVIEW AUTHORITY: OSCAR J OLSON
DATE/CASE ID: 19 MAY 2004 200303455

UNCLASSIFIED

CONSCRIPTION, AND DISPLACEMENT. ONIC STATES THAT THERE IS A LACK OF INSTITUTIONAL SUPPORT AND POLITICAL WILL TO ADDRESS THEIR SOCIAL AND ECONOMIC NEEDS AND GUARANTEE THEIR SECURITY. GOVERNMENTAL AGENCIES, SUCH AS THE MINISTRY OF THE INTERIOR, RESPOND THAT THE ISOLATED AND DANGEROUS SITES OF MANY INDIGENOUS COMMUNITIES AND THEIR AUTONOMOUS WAY OF LIFE MAKE IT DIFFICULT FOR THE GOVERNMENT TO ADDRESS THESE ISSUES EFFECTIVELY. END SUMMARY.

2. (U) ACCORDING TO [REDACTED]

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[REDACTED] MOST INDIGENOUS GROUPS ARE CONCENTRATED IN THE ANDES MOUNTAINS, PACIFIC COAST LOWLANDS, THE GUAJIRA PENINSULA, AND AMAZONAS DEPARTMENT. COMPRISING MORE THAN 800,000 PEOPLE, THE INDIGENOUS REPRESENT ROUGHLY TWO PERCENT OF THE COUNTRY'S TOTAL POPULATION. ACCORDING TO CONFIDENTIAL

PAGE 03 BOGOTA 07721 01 OF 03 051932Z

[REDACTED] 93 PERCENT OF THIS NUMBER LIVE IN RURAL AREAS, 25 PERCENT OF THESE LIVE ON RESERVATIONS (RESGUARDOS), AND APPROXIMATELY 115,000 INDIGENOUS ARE CURRENTLY WITHOUT LAND. ACCORDING TO THE NATIONAL AGRARIAN REFORM INSTITUTE (INCORA), 68,245 INDIGENOUS FAMILIES LIVE ON DESIGNATED INDIAN RESERVES, AND SINCE DECEMBER 1999, 488 REQUESTS BY INDIGENOUS COMMUNITIES TO ESTABLISH NEW RESERVES REMAIN OUTSTANDING. [REDACTED] NOTED THAT ROUGHLY 95 PERCENT OF THE COUNTRY'S RESOURCES, INCLUDING RIVERS, PETROLEUM, AND GOLD AND URANIUM DEPOSITS, ARE FOUND ON INDIGENOUS RESGUARDOS AND CLAIMED TERRITORIES. BECAUSE OF THE PRESENCE OF THESE IMPORTANT RESOURCES, ARMED GROUPS, THE GOVERNMENT AND MULTI-NATIONAL COMPANIES CONTEST INDIGENOUS LAND OWNERSHIP. (NOTE: THE MOST WELL KNOWN DISPUTE IS THE FIGHT BETWEEN THE U'WA INDIGENOUS GROUP AND OCCIDENTAL PETROLEUM OVER DRILLING. THE EMBASSY HAS REPORTED EXTENSIVELY ON THIS DISPUTE. SEE REFS B THROUGH F. END NOTE.)

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INDIGENOUS COMMUNITIES: STRATEGIC CONFLICT ZONES
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3. (C) ACCORDING TO [REDACTED]

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INDIGENOUS COMMUNITIES HAVE STRESSED THEIR NEUTRALITY IN THE CONFLICT AND HAVE REQUESTED THAT ALL ARMED ACTORS RESPECT THEIR AUTONOMY. HOWEVER, ACCORDING TO [REDACTED]

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Current Class: CONFIDENTIAL
Current Handling: n/a
Document Number: 2000BOGOTA07721

UNCLASSIFIED

Page: 3

Channel: n/a

INDIGENOUS COMMUNITIES ARE PRESSURED BY ALL ARMED GROUPS TO PROVIDE SHELTER AND FOOD, OR GUIDING AND LANGUAGE SERVICES. THIS HAS LED ARMED ACTORS TO PERCEIVE THAT THE
CONFIDENTIAL

PAGE 04 BOGOTA 07721 01 OF 03 051932Z
INDIGENOUS SUPPORT THEIR ENEMIES, MAKING THEM TARGETS OF VIOLENCE. ACCORDING TO [REDACTED] AND PRESS REPORTS, THE COLOMBIAN MILITARY HAVE ALSO ENTERED INDIGENOUS COMMUNITIES WITHOUT PERMISSION FROM THE INDIGENOUS LEADERS, "MILITARIZING" THEIR COMMUNITIES TO PREVENT THEM FROM BEING "INFILTRATED" BY INSURGENT GROUPS. ACCORDING TO THE CENTER FOR INVESTIGATIONS AND POPULAR RESEARCH (CINEP), FROM JANUARY TO MARCH 2000, THERE WERE 4 CASES OF EXTRAJUDICIAL KILLINGS OF INDIGENOUS MEMBERS, 7 CASES OF TORTURE, 5 DISAPPEARED, 1 ARBITRARY DETENTION AND 2 CASES OF KIDNAPPING. TWO INDIGENOUS COMMUNITIES WERE THREATENED. (NOTE: THE PERPETRATORS WERE NOT IDENTIFIED IN CINEP'S FIGURES. END NOTE.)

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4. (C) [REDACTED] STATED THAT MANY INDIGENOUS COMMUNITIES HAVE BECOME "KIDNAPPED" AS A RESULT OF THE ARMED CONFLICT. AS AN EXAMPLE, [REDACTED] DESCRIBED HOW THE ENTRANCE AND EXIT OF AN INDIGENOUS COMMUNITY IN THE MAGDALENA RIVER REGION HAVE BEEN CONTROLLED BY THE PARAMILITARIES, AND INDIVIDUALS WHO WISH TO LEAVE THE COMMUNITY MUST EXPLAIN WHERE THEY ARE GOING. NO MORE THAN FIVE PEOPLE CAN LEAVE THE COMMUNITY AT A TIME FOR FEAR OF BEING PERCEIVED AS GUERRILLA INFORMANTS BY THE PARAMILITARIES. ACCORDING TO [REDACTED] AND PRESS REPORTS, PARAMILITARY GROUPS IN MANY DEPARTMENTS HAVE RESTRICTED FOOD AND RESOURCES FROM ENTERING INDIGENOUS COMMUNITIES,

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CONFIDENTIAL

CONFIDENTIAL PTQ7249

PAGE 01 BOGOTA 07721 02 OF 03 051932Z
ACTION WHA-00

INFO	LOG-00	NP-00	AID-00	AMAD-00	CIAE-00	INL-00	DODE-00
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Current Class: CONFIDENTIAL

Page: 3

UNCLASSIFIED

Current Class: CONFIDENTIAL
Current Handling: n/a
Document Number: 2000BOGOTA07721

UNCLASSIFIED

Page: 4

Channel: n/a

FM AMEMBASSY BOGOTA
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AMEMBASSY CARACAS
AMEMBASSY QUITO
AMEMBASSY BRASILIA
AMEMBASSY LIMA

C O N F I D E N T I A L SECTION 02 OF 03 BOGOTA 007721

E.O. 12958: DECL: 09/1/10
TAGS: PHUM, PREF, PGOV, CO
SUBJECT: COLOMBIA'S INDIGENOUS COMMUNITIES AT RISK

VIRTUALLY STARVING COMMUNITIES INTO SUBMISSION OR VIRTUAL EXTINCTION.

CONFIDENTIAL

PAGE 02 BOGOTA 07721 02 OF 03 051932Z
5. (C) [REDACTED] NOTED THAT THE ARMED CONFLICT HAS STRAINED THE TRADITIONAL ORGANIZATION OF THE INDIGENOUS COMMUNITIES. ACCORDING TO [REDACTED] REGIONAL INSTABILITIES HAVE MADE IT EASIER FOR INDIGENOUS COMMUNITIES TO RESORT TO GUERRILLA OR PARAMILITARY AUTHORITY, RATHER THAN THEIR OWN TRADITIONAL RESOLUTION MECHANISMS. [REDACTED] STATED THAT WHEN PROBLEMS ARISE BETWEEN INDIVIDUALS WITHIN A COMMUNITY, THEY MAY "DENOUNCE" THEIR ADVERSARIES AS GUERRILLAS OR PARAMILITARIES. [REDACTED]

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[REDACTED]
REJECTED THIS, STATING THAT THIS PROBLEM IS NOT ENDEMIC TO INDIGENOUS COMMUNITIES, BUT RATHER RESTRICTED TO A FEW INDIVIDUALS TAKING ADVANTAGE OF THE ARMED CONFLICT.

FORCED RECRUITMENT

6. (C) [REDACTED] CITED FORCED RECRUITMENT AS THE BIGGEST PROBLEM OF THE INTERNAL ARMED CONFLICT AFFECTING COLOMBIA'S INDIGENOUS COMMUNITIES. ACCORDING TO [REDACTED] THE INDIGENOUS' KNOWLEDGE AND FAMILIARITY OF LOCAL TERRAIN AND DIALECTS MAKES THEM USEFUL TARGETS FOR FORCED RECRUITMENT AS GUIDES OR SOLDIERS BY ARMED GROUPS.

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[REDACTED] NOTED THAT THE MILITARY HAS ALSO ENGAGED IN FORCED RECRUITMENT. [REDACTED] STATED THAT THERE ARE NO STATISTICS OR NUMBERS TO DETERMINE HOW MANY INDIGENOUS HAVE BEEN FORCIBLY RECRUITED (INCLUDING THE NUMBER OF MINORS FORCIBLY TAKEN).

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DISPLACEMENT

Current Class: CONFIDENTIAL

Page: 4

UNCLASSIFIED

CONFIDENTIAL

PAGE 03 BOGOTA 07721 02 OF 03 051932Z

7. (U) [REDACTED] STRESSED THAT MANY ORGANIZATIONS AND GOVERNMENTAL AGENCIES DO NOT UNDERSTAND HOW DISPLACEMENT AFFECTS INDIGENOUS COMMUNITIES. HE DESCRIBED HOW MOST INDIGENOUS FLEE TOGETHER IN COLLECTIVE DISPLACEMENTS, RELOCATING TO ANOTHER INDIGENOUS COMMUNITY, THEREBY PUTTING EXTREME PRESSURES ON ALREADY LIMITED RESOURCES. IN OTHER CASES, INDIGENOUS DISPLACED WILL GO TO THE CAPITAL OF THEIR RESPECTIVE DEPARTMENTS OR MOVE DIRECTLY TO BOGOTA IN HOPE OF BETTER PROTECTION AND ECONOMIC ALTERNATIVES. [REDACTED] NOTED THAT THERE IS AN EXTREME LACK OF INSTITUTIONAL SUPPORT AND POLITICAL WILL TO ADDRESS THE ISSUE OF DISPLACED INDIGENOUS, AND AFTER 90 DAYS, AID IS OFTEN TERMINATED REGARDLESS OF WHETHER OR NOT THEIR COMMUNITIES ARE CONSIDERED SAFE (NOTE: THIS IS THE CASE FOR ALL INTERNALLY DISPLACED PERSONS IN COLOMBIA. END NOTE.)

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8. (U) [REDACTED] EMPHASIZED THAT COLLECTIVE RETURNS WERE ALSO MORE DIFFICULT FOR INDIGENOUS COMMUNITIES, CITING THAT DEPENDING ON THE LENGTH OF THEIR DISPLACEMENT, THE OPPORTUNITY TO PLANT OR SOW CROPS MAY HAVE PASSED AND CULTURAL TRADITIONS MAY HAVE BEEN WEAKENED OR, AFTER A LENGTH OF TIME, LOST. OFTEN, THOSE ALREADY IN THE CITIES CHOOSE TO REMAIN, BELIEVING THAT THE ECONOMIC OPPORTUNITIES ARE GREATER IN THE URBAN AREAS. [REDACTED] DESCRIBED HOW SOME INDIGENOUS CHILDREN DISPLACED IN MEDELLIN FOR 8 YEARS HAD BECOME "CHILDREN OF THE CITY" AND NO LONGER HAD ANY INTEREST IN BEING AN ACTIVE PART OF THEIR COMMUNITY.

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INDIGENOUS LEADERS THREATENED
CONFIDENTIAL

PAGE 04 BOGOTA 07721 02 OF 03 051932Z

9. (C) ACCORDING TO [REDACTED] A SIGNIFICANT NUMBER OF INDIGENOUS LEADERS HAVE BEEN KILLED, FORCIBLY DISAPPEARED OR EXILED, AND AS A RESULT, FEW CURRENT LEADERS HAVE BEEN WILLING TO RISK SHOWING LEADERSHIP OUTSIDE OF THEIR COMMUNITIES. ACCORDING TO PRESS REPORTS, IN THE LAST TWO YEARS, MORE THAN 150 INDIGENOUS LEADERS HAVE BEEN KILLED. [REDACTED]

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B1

Current Class: CONFIDENTIAL

Page: 5

UNCLASSIFIED

Current Class: CONFIDENTIAL
Current Handling: n/a
Document Number: 2000BOGOTA07721

UNCLASSIFIED

Page: 6

Channel: n/a

STATED THAT THE INDIGENOUS COMMUNITIES HAVE DEMANDED A GOVERNMENTAL PROTECTION PROGRAM FOR THEIR LEADERS SIMILAR TO THE PROTECTION PROGRAM CURRENTLY AVAILABLE TO NGO AND UNION LEADERS. [REDACTED] STATED THAT THESE PROGRAMS ARE DESIGNED FOR URBAN NOT RURAL AREAS, AND THE ISOLATED AND DANGEROUS LOCATION OF INDIGENOUS COMMUNITIES MAKE A PROTECTION PROGRAM FOR THE INDIGENOUS UNLIKELY.

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LIMITED INSTITUTIONAL SUPPORT

10. (C) [REDACTED] STRESSED THAT INDIGENOUS COMMUNITIES LACK INSTITUTIONAL SUPPORT FROM KEY GOVERNMENTAL AGENCIES NECESSARY TO ATTEND TO THEIR NUMEROUS CONCERNS. HE NOTED THAT ALTHOUGH THE COLOMBIAN CONSTITUTION ADDRESSES THE

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CONFIDENTIAL

CONFIDENTIAL PTQ7250

PAGE 01 BOGOTA 07721 03 OF 03 051932Z
ACTION WHA-00

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	ACE-00	P-00	SP-00	STR-00	TRSE-00	USIE-00	PMB-00
	DSCC-00	PRM-01	DRL-02	G-00	FDIC-01	NFAT-00	SAS-00

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FM AMEMBASSY BOGOTA
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CONFIDENTIAL SECTION 03 OF 03 BOGOTA 007721

E.O. 12958: DECL: 09/1/10
TAGS: PHUM, PREF, PGOV, CO
SUBJECT: COLOMBIA'S INDIGENOUS COMMUNITIES AT RISK

RIGHTS OF INDIGENOUS COMMUNITIES, THESE RIGHTS ARE NOT FULLY OBSERVED. [REDACTED] STRESSED THAT THE RIGHTS AND NEEDS OF THE INDIGENOUS ARE NOT CONSIDERED PRIORITIES

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Current Class: CONFIDENTIAL

Page: 6

UNCLASSIFIED

CONFIDENTIAL

PAGE 02 BOGOTA 07721 03 OF 03 051932Z
WHEN HIGH UNEMPLOYMENT AND AN INTERNAL ARMED CONFLICT ARE MORE PRESSING ISSUES. HE HIGHLIGHTED THIS POINT BY STATING THAT THE GOVERNMENT HAS NOT YET INCLUDED THEM IN THE PEACE PROCESS, EVEN THOUGH THEY ARE MOST AFFECTED BY THE ARMED CONFLICT. [REDACTED] STRESSED THAT THE ALLOCATION OF ONLY TWO SENATE SEATS FOR INDIGENOUS REPRESENTATIVES HAS NOT BEEN ADEQUATE TO EFFECTIVELY ADVOCATE FOR INDIGENOUS ISSUES IN CONGRESS. BOTH [REDACTED] STATED THAT THE INSTITUTIONAL RELATIONSHIP BETWEEN THE INDIGENOUS COMMUNITIES AND THE GOVERNMENTAL AGENCIES CHARGED WITH WORKING WITH THE COMMUNITIES IS POOR.

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11. (C) [REDACTED] STATED THAT THE MINISTRY OF THE INTERIOR'S OFFICE OF INDIGENOUS AFFAIRS, WHICH IS RESPONSIBLE FOR PROTECTING THE TERRITORIAL, CULTURAL, AND SELF-DETERMINATION RIGHTS OF INDIANS, HAS A CHAOTIC RELATIONSHIP WITH THE INDIGENOUS COMMUNITIES, OFTEN FORMING STRATEGIC ALLIANCES WHEN IT IS CONVENIENT TO DO SO. HE NOTED THAT THEY ACT AS BUREAUCRATS, RATHER THAN AS ADVOCATES FOR INDIGENOUS RIGHTS. [REDACTED]

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[REDACTED] STATED THAT THEY HAD A GOOD RELATIONSHIP WITH THE INDIGENOUS COMMUNITIES. SHE DEFENDED [REDACTED] NOTING THAT THEY WORK CLOSELY WITH THE PROSECUTOR GENERAL, THE ATTORNEY GENERAL, THE MINISTRY OF DEFENSE AND THE HUMAN RIGHTS OMBUDSMAN (DEFENSOR) TO COORDINATE INTER-INSTITUTIONAL SUPPORT FOR ALL INDIGENOUS ISSUES THROUGH A COMMISSION CREATED IN 1996. HOWEVER, [REDACTED] ASSERTED THAT HER OFFICE DID NOT REALISTICALLY HAVE THE CAPABILITY TO INVESTIGATE MANY INDIGENOUS COMPLAINTS OR CONCERNs. SHE STATED THAT

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CONFIDENTIAL

PAGE 03 BOGOTA 07721 03 OF 03 051932Z
INVESTIGATIONS WERE GENERALLY DIFFICULT DUE TO THE ISOLATED AND DANGEROUS LOCATIONS OF THESE COMMUNITIES AND THE NUMBER OF WITNESSES UNWILLING TO COOPERATE.

12. (U) ACCORDING TO [REDACTED] THE HUMAN RIGHTS OMBUDSMAN'S OFFICE OF INDIGENOUS AFFAIRS WHICH IS CHARGED WITH PROTECTING AND PROMOTING INDIGENOUS HUMAN RIGHTS, RECEIVING ANY COMPLAINTS (INCLUDING TERRITORIAL COMPLAINTS), INVESTIGATING HUMAN RIGHTS ABUSES, AND HELPING WITH COMPLAINTS AND JUDICIAL PROCESSES, MAINTAINS AN EXCELLENT RELATIONSHIP WITH INDIGENOUS COMMUNITIES. SHE NOTED THAT HER OFFICE RECEIVED MORE THAN 850

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COMPLAINTS IN 1999. ALTHOUGH MANY INDIGENOUS COMMUNITIES ARE DIFFICULT TO REACH, THROUGH THE SUPPORT OF VARIOUS NGOS, HER OFFICE CAN EFFECTIVELY INITIATE INVESTIGATIONS ON THESE COMPLAINTS AND CONDUCT RESEARCH ON ISSUES AFFECTING THE INDIGENOUS COMMUNITIES.

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14. (U) COMMENT: AS ARMED ACTORS VIE FOR CONTROL OVER STRATEGIC AREAS, COLOMBIA'S INDIGENOUS COMMUNITIES ARE UNDER THREAT. INDIGENOUS COMMUNITIES AS A WHOLE LACK THE COHESION AND POLITICAL CLOUT TO WIN SUSTAINED GOVERNMENT ATTENTION. SOME SPECIFIC GROUPS LIKE THE U'WA AND EMBERA-KATIO HAVE SUCCESSFULLY ALLIED WITH INTERNATIONAL NGOS TO ACHIEVE NATIONAL RECOGNITION. MOST HOWEVER, ISOLATED GEOGRAPHICALLY AND POLITICALLY FROM COLOMBIA'S CENTERS OF POWER, STRUGGLE TO MAINTAIN CULTURAL IDENTITY AND COMMUNAL INTEGRITY. THE LACK OF GOVERNMENTAL POLITICAL WILL AND INSTITUTIONAL SUPPORT TO ADDRESS THE INDIGENOUS' CONCERN FOR SECURITY, ACCESS TO SOCIAL AND ECONOMIC SERVICES AND INCLUSION IN THE PEACE PROCESS, MAKES IT DIFFICULT FOR THE INDIGENOUS TO REMAIN COMPLETELY NEUTRAL IN THE COUNTRY'S ARMED CONFLICT.

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